



DOCKET NO.: MPC1-0135

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Spiridon Spireas

Confirmation No.: 6832

Application No.: 10/727,805

Group Art Unit: 1614

Filing Date: December 4, 2003

Examiner: Not Yet Assigned

For: STORAGE-STABLE AND BIO-STABLE FORMULATIONS OF ACE  
INHIBITORS, AND METHOD FOR PREPARATION THEREOF

DATE OF DEPOSIT: March 18, 2004

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
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TRADEMARK OFFICE, P.O. BOX 1450, ALEXANDRIA,  
VA 22313-1450.

*Elizabeth A. McLoud*

TYPED NAME: Elizabeth A. McLoud

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).



In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of

the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

☐ Certification in Accordance with § 1.97(e) is attached;

or

☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- ☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

- ☒ Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- ☐ Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

## EXCEPT THAT:

- ☒ In view of the voluminous nature of references 1 and 2, and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☒ In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
- ☒ Copies of references **1-2 and 4-9** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. **09/387,419**, filed **August 31, 1999**; copies of references **10 and 11** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. **09/492,584**, filed **January 27, 2000**; copies of references **12-25** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. **09/598,200**, filed **June 21,**

2000 now U.S. Patent No. 6,555,551; a copy of reference 3 listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. 10/364,970, filed February 12, 2003.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

- ☐ The relevance of those listed references which are not in the English language is as follows:
- ☒ There are no listed references which are not in the English language.

Date: March 18, 2004

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<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office		Docket No. MPCI-0135	Application No. 10/727,805
		Applicant Spiridon Spireas	
		Filing Date December 4, 2003	Group 1614
		Confirmation No. 6832	
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
*	1	Liberman et al. (eds.), <i>Theory &amp; Practice of Industrial Pharmacy</i> , 3rd Edition, Philadelphia, PA, 1986	
*	2	Remington's Pharmaceutical Sciences, 18th Edition, Easton, PA, Mack Publishing Co., 1990	
	3	Lewis, R.J., Hawley's Condensed Chemical Dictionary, 13 <sup>th</sup> Ed., page 229	
<b>EXAMINER</b>		<b>DATE CONSIDERED</b>	

\* A copy of these references will not be forwarded to the U.S. Patent and Trademark Office since they are believed to be too voluminous and easily obtainable by the Examiner.



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**U. S. PATENT DOCUMENTS**

Examiner Initial		Document No.	Date	Name	Class	Subclass
	4	4,743,450	05/10/88	Harris, et al.	424	440
	5	5,350,582	09/27/94	Merslavic, et al.	424	464
	6	5,350,584	09/27/94	McClelland, et al.	424	501
	7	5,562,921	10/08/96	Sherman	424	465
	8	5,573,780	11/12/96	Sherman	424	464
	9	5,690,962	11/25/97	Sherman	424	489
	10	6,153,223	11/28/00	Apelian, et al.	424	489
	11	2003/0225124	12/04/03	Spireas, et al.	514	310
	12	4,716,235	12/29/87	Takahashi, et al.	548	533
	13	4,793,998	12/27/88	Murthy, et al.	424	440
	14	4,830,853	05/16/89	Murthy, et al.	424	440
	15	4,880,631	11/14/89	Haslam, et al.	424	424
	16	4,886,668	12/12/89	Haslam, et al.	424	424
	17	5,387,696	02/07/95	Kottenhahn, et al.	548	533
	18	5,527,540	06/18/96	Gergely, et al.	424	466
	19	5,637,730	06/10/97	Murthy, et al.	548	540
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>		



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Examiner Initial		Document No.	Date	Name	Class	Subclass
	20	5,686,627	11/11/97	Murthy, et al.	548	533
	21	5,789,597	08/04/98	Serra Mortes, et al.	546	238
	22	6,555,551	04/29/03	Spireas	514	299

**FOREIGN PATENT DOCUMENTS**

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	23	2,028,665	04/29/91	Canada		
	24	0 425 892 A2	10/17/90	EPO		
	25	PCT/US00/23539	12/2000	PCT		

<b>EXAMINER</b>	<b>DATE CONSIDERED</b>
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